

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: John M. Winter
LYDIA BRECK ET AL.)	
	:	Art Unit: 3621
Application No.: 09/800,461)	
	:	
Filed: March 7, 2001)	
	:	
For: SYSTEM FOR FACILITATING)	
A TRANSACTION	:	September 6, 2006
Commissioner for Patents		
P.O. Box 1450		
Alexandria VA 22313-1450		

DECLARATION OF MARK CHANDERDATT

Sir:

I, the undersigned MARK CHANDERDATT, declare and say that:

- 1. I am the docketing supervisor at the law firm of Fitzpatrick, Cella, Harper & Scinto ("our firm"), 30 Rockefeller Plaza, New York, New York 10112, and have been with the firm for over 9 years.
- 2. It is our firm's normal practice to keep a record of all documents received from the U.S. Patent and Trademark Office ("USPTO") requiring a response within a specified period, i.e., all documents having a "due date." I have personally reviewed our firm's docketing records for responses due on February 17, 2006 for Office Actions dated November 17, 2005, and our firm's records indicate that no Office Action

was received from the USPTO for Application No. 09/800,461 with a mailing date of November 17, 2005.

- 3. More specifically, I have reviewed our firm's master docket record and manual docket record for responses due on February 17, 2006, and the records show that no response was due on that date for Application No. 09/800,461, which would correspond to an Office Action with a mailing date of November 17, 2005. Attached, as Exhibit A, are copies of the relevant portions of our firm's master docket record and manual docket record for February 17, 2006, listing responses due on that date.
- 4. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title XVIII of United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Dated Lept . 6, 2006

Mark Chanderdatt

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340 a 8/17/05 75 1ST CPA FILED 041703; 1ST RCE FILED 031605; Amend by Hand Docket Number Print: 1/25/2006 2:33:09

RESP. ELECTION OF SPECIES REQ. 101 Hand PER SOM 4/NGPT 1916-JUR & R.L. D.V.

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23 1.53B DIVS FILED; 2ND RCE FILED 102204; PTA/ALW=0; 1.53b div filed 101205; PTA=35

And + 105 w/160 EFS per 0SG 2/9/06

3 month Office Action initial deadline

1.53B DIV

LastUpdate - 03-07-2005

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(31); OA dated 10/17/05, Drawing Correction required withdrawn per Examiner's fax rec'd 11/21/05; IPT 011706 - INSTR;

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Remarks

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